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FILED Oct. 9 20 18
Candace Fisher
SANDERS COUNTY CLERK OF DISTRICT COURT
BY [Signature]
DEPUTY

MONTANA TWENTIETH JUDICIAL DISTRICT COURT
SANDERS COUNTY

[Redacted] Individually,
and on Behalf of his Minor Daughter, [Redacted],
and [Redacted] Individually,
Plaintiffs,

v.

REFLECTIONS ACADEMY, INC. and
CHAFFIN PULLAN,
Defendants.

Cause No.: DV 18-97

Hon. James A. Manley

COMPLAINT AND DEMAND FOR
JURY TRIAL

For their claims against Defendants, Plaintiffs state and allege as follows:

PARTIES, JURISDICTION AND VENUE.

1. Plaintiff, [Redacted], is and was at all times material herein, a citizen of the State of Georgia and the adoptive father of [Redacted] his minor daughter, who is also a citizen of the State of Georgia, and is bringing this action individually on his own behalf and on behalf of his minor daughter, [Redacted], pursuant to § 27-1-512, MCA.

2. Plaintiff, [Redacted], is and was at all times material herein, a citizen of the State of Georgia and the adoptive mother of [Redacted], her minor daughter.

3. Defendant, Reflections Academy, Inc., is a Montana corporation, with its principal place of business in Montana, which operates a "Therapeutic Boarding School" for young girls near Thompson Falls, Sanders County, Montana.

1 4. Defendant, Chaffin Pullan, is upon information and belief, a citizen of the State of
2 Montana and not a citizen of the State of Georgia, and who at all times material herein, acted as
3 an employee, volunteer, agent, owner or official for and on behalf of Defendant Reflections
4 Academy, Inc., in providing care, custody, protection, supervision and therapeutic services to
5 young girls, including A.R., at Defendant Reflections Academy near Thompson Falls, Sanders
6 County, Montana.

7 5. Venue is proper in this Court, pursuant to §§ 25-2-122(1)(a) and (b), MCA.

8 NEGLIGENCE.

9 6. Plaintiffs restate each and every fact and allegation stated in ¶¶ 1-5.

10 7. Defendant, Reflections Academy, Inc., operates a "Therapeutic Boarding School"
11 for young girls near Thompson Falls, Sanders County, Montana, where it promises to provide
12 high-quality therapeutic services devoted to the health and well-being of struggling teenage girls
13 and a safe and "welcoming haven for struggling teenage girls and their families."

14 8. Plaintiffs' minor teenage daughter, [REDACTED], was admitted for therapeutic services to
15 Defendant, Reflections Academy, near Thompson Falls, Sanders County, Montana, from their
16 home in Georgia in August 2017.

17 9. Thereafter, while [REDACTED] was under the care, custody, protection, supervision and
18 control of Defendant Reflections Academy at its facility near Thompson Falls, Sanders County,
19 Montana, A.R. was sexually abused and subjected to other physical, psychological and
20 emotionally abusive conduct, by Defendant, Chaffin Pullan, who was acting as an employee,
21 volunteer, official, agent, owner or other responsible person for and on behalf of Defendant
22 Reflections Academy.

23 10. As a direct, proximate and substantial result and cause of such abusive conduct
24 and sexual abuse, [REDACTED] and her parents, Plaintiffs [REDACTED] and [REDACTED]
25 suffered physical, psychological and emotional injuries for which they are entitled to recover
26 damages under Montana law.

27 11. The sexual abuse, abusive conduct and resulting injuries and damages to [REDACTED] and
28 Plaintiffs as hereinabove alleged, were directly, proximately and substantially caused by the

1 negligence of Defendant, Reflections Academy, Inc., in negligently hiring, training, investigating,
2 supervising and retaining Defendant, Chaffin Pullan, in negligently failing to report the abuse to
3 proper authorities and in negligently allowing Defendant Pullan to remain on its premises and
4 interact with [REDACTED] and its other young female clients.

5 12. The abusive conduct, sexual abuse and resulting injuries and damages to [REDACTED] and
6 Plaintiffs as hereinabove alleged, were directly, proximately and substantially caused by the
7 negligence of Defendant Reflections Academy Inc., in negligently failing to provide professional
8 services to [REDACTED] and negligently failing to provide for the therapeutic needs and protection of
9 [REDACTED] while she was under Defendant Reflections Academy's care, custody, protection,
10 supervision and control at its facilities near Thompson Falls, Sanders County, Montana.

11 13. The abusive conduct, sexual abuse and resulting injuries and damages to [REDACTED] and
12 Plaintiffs as hereinabove alleged, were directly, proximately and substantially caused by the
13 negligent sexual abuse and other negligent abusive conduct of Defendant, Chaffin Pullan, while
14 acting as an employee, volunteer, official, agent, owner or other responsible person for and on
15 behalf of Defendant Reflections Academy while at its facility and on its premises near Thompson
16 Falls, Sanders County, Montana.

17 14. The abusive conduct, sexual abuse and resulting injuries and damages to [REDACTED] and
18 Plaintiffs, as hereinabove alleged, were directly, proximately and substantially caused by the
19 negligence of Defendant, Reflections Academy, Inc., in negligently failing to control, maintain,
20 supervise, inspect and investigate the activities at its own premises and facility near Thompson
21 Falls, Sanders County, Montana, for occurrences of such abuse.

22 15. The abusive conduct, sexual abuse and resulting injuries and damages to [REDACTED] and
23 Plaintiffs, as hereinabove alleged, were directly, proximately and substantially caused by the
24 negligence of Defendant, Reflection Academy, Inc., in negligently permitting and allowing [REDACTED]
25 and other young girls at its facility to be taken away from its care, custody, protection,
26 supervision and control at its facility and premises near Thompson Falls, Sanders County,
27 Montana, to out-of-state locations, including Utah, where [REDACTED] was again sexually abused and
28 subjected to other physical, psychological and emotionally abusive conduct.

16. The abusive conduct, sexual abuse and resulting injuries and damage to [REDACTED] and Plaintiffs, as hereinabove alleged, were directly, proximately and substantially caused by the negligence of Defendant, Reflections Academy, Inc., in negligently failing to comply with its mandatory statutory obligation and duty to promptly report such abuse, as required by § 40-3-201, MCA.

17. Defendants, Reflections Academy, Inc., and Chaffin Pullan, individually and acting in concert, are liable to Plaintiffs for the negligent seduction of A.R., pursuant to § 27-1-514, MCA, and § 27-1-322, MCA.

RELIEF.

18. Plaintiffs restate each and every fact and allegation stated in ¶¶ 1-17.

19. As a direct, proximate and substantial cause of Defendants' negligence and wrongful conduct, as hereinabove alleged, Plaintiffs, individually and on behalf of their minor daughter, [REDACTED], are entitled to all damages under Montana law, including all costs and disbursements incurred herein and any further relief which may be justified under the circumstances.

WHEREFORE, Plaintiffs pray for judgment against Defendants as hereinabove demanded.

DATED this 4th day of October, 2018.

HOYT & BLEWETT PLLC

By: Kurt M. Jackson
Attorneys for Plaintiffs

DEMAND FOR JURY TRIAL

Plaintiffs demand that all issues be tried before a jury.

DATED this 4th day of October, 2018.

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